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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE EASTERN DISTRICT OF CALIFORNIA
13 SACRAMENTO DIVISION

15 **X CORP.**,
16 Plaintiff,
17 v.
18
19 **ROBERT A. BONTA, ATTORNEY GENERAL**
OF CALIFORNIA, IN HIS OFFICIAL
CAPACITY,
21 Defendant.

2:23-CV-01939-WBS-AC

**STIPULATION TO STAY DISCOVERY
AND CONTINUE THE STATUS
(PRETRIAL SCHEDULING)
CONFERENCE**

Date: February 26, 2024
Time: 1:30 p.m.
Judge: Hon. William B. Shubb
Trial Date: None set
Action Filed: Sept. 8, 2023

23 Plaintiff X Corp. and Defendant Attorney General Rob Bonta,
24 in his official capacity, (collectively, the "Parties") hereby
25 stipulate, subject to the Court's approval, as follows:

26 WHEREAS, by joint stipulation on December 26, 2023, the
27 Parties requested that the Court continue the Status (Pretrial
28 Scheduling) Conference set for January 16, 2024, because the

1 timing of discovery and other dates and deadlines in this case
2 would likely be affected by this Court's ruling on Plaintiff's
3 motion for preliminary injunction and by any subsequent appeal.
4 See ECF No. 35.

5 WHEREAS, on December 28, 2023, the Court granted the Parties'
6 request and continued the Status (Pretrial Scheduling) Conference
7 to February 26, 2024. See ECF No. 37.

8 WHEREAS, on December 28, 2023, the Court issued an order
9 denying Plaintiff's motion for preliminary injunction. ECF
10 No. 36.

11 WHEREAS, on January 12, 2024, Plaintiff filed a notice of
12 appeal of that order, see ECF No. 38, and the Ninth Circuit has
13 since issued an order setting a briefing schedule under which
14 briefing is set to conclude in early April 2024.

15 WHEREAS, the Parties agree that (i) discovery and the
16 issuance of a scheduling order in the district court should be
17 postponed until the Ninth Circuit resolves Plaintiff's pending
18 appeal because that resolution will likely inform the subjects of
19 any discovery and the timing for discovery deadlines and pre-
20 trial and trial proceedings; and (ii) no other issues require
21 resolution at the February 26 Status (Pretrial Scheduling)
22 Conference.

23 THEREFORE, the Parties stipulate, and respectfully request,
24 that the Court order that discovery in this action be stayed
25 until the Ninth Circuit has resolved Plaintiff's pending
26 preliminary injunction appeal, take the February 26 Status
27 (Pretrial Scheduling) Conference off calendar, and order the
28 Parties to file a joint status report within twenty-one days (or

1 other amount of time that the Court prefers) after the Ninth
2 Circuit issues a mandate on Plaintiff's appeal.

3 Dated: February 8, 2023 Respectfully submitted,

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5 ROB BONTA
6 Attorney General of California
7 ANTHONY R. HAKL
Supervising Deputy Attorney General
ANNA FERRARI
Deputy Attorney General

8
9 */s/ Gabrielle D. Boutin*

10 GABRIELLE D. BOUTIN
11 Deputy Attorney General
Defendant Attorney General Rob Bonta,
in his official capacity

12 Dated: February 8, 2023 */s/ Joel Kurtzberg (as authorized on*

13 *February 8, 2024)*
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